IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CONTEMPT PETITION NO. 309 OF 1994

Smt. Leena Anant Zope & Ors. ...Petitioners

Versus

Ramakant Mahadev Naik & Ors. ...Respondents

.....

Mr. Vijay Bhalujkar h/f Mr. K.K. Malpathak counsel for Petitioners
Mr. N. Dinkar Rao counsel for Respondent No.2.
Mr. A.H. Palekar, A.G.P. for Respondent No.3.

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CORAM: B. H. MARLAPALLE, J.
DATED: 20TH JANUARY, 2005

P.C.:-

1. Obviously this contempt petition has been pending for the last ten years and it is contended that the undertaking given by Smt. Shaila Anant Zope in writ petition No.5043 of 1992 has been breached by the respondent Nos.1 and 2. The respondent Nos.1 and 2 are the interse brothers and they have not given any undertaking before this Court. Even the undertaking given by Smt. Shaila Zope does not indicate that she has acted so in her capacity as a Power of Attorney Holder of respondent Nos.1 and 2 and, therefore, the said respondents cannot be held to be guilty for contempt.

2. The contempt petitionis , therefore, dismissed.